MANITOBA

ANNUAL REPORT

1983

Manitoba Police Commission

TWELFTH ANNUAL REPORT

OF THE

MANITOBA POLICE COMMISSION

1983

May 14, 1984

The Honourable Roland Penner, Q.C.
Attorney-General for the Province of Manitoba
Legislative Building
Winnipeg, Manitoba

Sir:

The undersigned, pursuant to Section 22(7) of the Provincial Police Act, has the honour to present the Manitoba Police Commission Annual Report for the period January 1, 1983 to December 31, 1983.

J. J. Oliphant, Q.C.
Chairman

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INTRODUCTION

The Role of the Commission

The Manitoba Police Commission, instituted under the provisions of the Provincial Police Act (Chapter P150 of the Legislative Assembly of Manitoba), is a researching, standardizing and coordinating body that works to promote the prevention of crime, efficiency of police services and police/community relationships in the Province of Manitoba.

Using the powers given it by law, the Commission shall also hear appeals from any person who is a party to an inquiry or investigation, conducted by a police commission into a complaint or matter touching the conduct of any member of a police force or any matter or thing related to the maintenance and operation of a police force and who is aggrieved by any order or determination which was made in the disposition of the case.

Commission Membership

As of January 1, 1983, the members of the Commission were: Mr. Jeffrey J. Oliphant, Q.C., Chairman; Mr. Arne Peltz, Vice-Chairman; Dr. Ken Hanly, Mrs. Cathie Hiller, Ms. Geri McRae.

In October 1983, Ms. Geri McRae resigned from the Commission.

Commission Staff

Executive Director - Max Mulder
Police Services Consultant - Del Hanson
Crime Prevention Coordinator - Lorne Gregorash
Administrative Secretary - Michèle Vandal

Staff Changes

Reorganization within the Attorney-General's Department resulted in the transfer of Police Services Consultant, Del Hanson, to the newly created Law Enforcement Services Branch. Mr. Hanson moved officially in November of 1983.

Appeals

During 1983, the Commission heard four (4) appeals. The Commission sat on January 11th, 1983 and March 14th and 15th, 1983 to hear the appeal of Jake Klassen from the determination by the Winkler Board of Police Commissioners dismissing the complaint of Jake Klassen against Constable Gerald Donald MacFarlane. The Commission upheld the appeal of Mr. Klassen and imposed a reprimand on Constable MacFarlane. Additionally costs were awarded to the appellant in the sum of $1,000.00 against Constable MacFarlane and in the sum of $1,000.00 against the Town of Winkler.

On January 24th and 25th, 1983 the Commission heard the appeal of Constable Carl Siwak against a decision of the Winnipeg Police Commission imposing a conviction under Section 124(14)

(g) of the Regulations of the Winnipeg Police Department. The decision of the Commission, with the Chairman dissenting, was to convict Constable Siwak of failing to exercise discretion and restraint in the use of his firearm and impose by way of penalty an admonition. The Chairman's decision was to acquit Constable Siwak of the charge.

On October 26th and 27th, 1983 the Commission heard the appeal of Constable Keith Hanson from a decision of the Winnipeg Police Commission. Constable Hanson had been charged with absenting himself from duty without leave or without reasonable and sufficient cause. The Commission, with one (1) member dissenting, convicted Constable Hanson and imposed a penalty of six (6) months probation.

On December 15th, 1983 the Commission heard the appeal of Constable Dennis Wayne Martel from a decision of the Winnipeg Police Commission. This appeal was concerned with sentence only and not with conviction. The Commission allowed the appeal of Constable Martel. Constable Martel had been demoted and was reinstated to the rank of Sergeant II effective December 15th, 1983 without back pay up to the date of reinstatement. Constable Martel was placed on a period of probation for one (1) year subject to conditions.

Commission Meetings

In addition to the appeals reported above, the Commission met on eight occasions during the year to review on-going matters.

CONFERENCES

Symposium of Provincial Police Commissions

The 8th Annual Symposium of Provincial Police Commissions was hosted by the Ontario Police Commission in Toronto from September 25-28, 1983. The Manitoba Police Commission Chairman and Vice-Chairman attended.

Each Police Commission reported on its activities during the year since the last symposium which was held in Winnipeg.

Papers presented at the Symposium included the following:

- "Policing the Police"
- Proposed amendments to the Quebec Police Act
- Proposed amendments to the Nova Scotia Police Act to deal with police disciplinary matters and public complaints
- Proposed amendments to the Ontario Police Act
- "Police Accountability" - For what and to whom?
- Progress report on justice statistics

- Crime prevention update
- "Police Canine Units"
- Report of the Program of Science and Technology in Support of Law Enforcement - National Research Council

POLICE TRAINING AND EDUCATION

Canadian Police College - Advisory Committee

The Vice-Chairman attended the Canadian Police College Advisory Committee Meeting in Ottawa on April 6, 1983.

The Commission continued as in past years to coordinate the allotment of positions for courses at the Canadian Police College in 1983. During the year a total of 42 police officers from Manitoba attended and were enrolled in 21 different courses. The following departments sent members to the College:

Winnipeg Police Department	34 members
Brandon Police Department	6 members
Dakota Ojibway Tribal Council Police	2 members

Training of Native Constables

The Police Services Consultant coordinated two courses for native constables in 1983 at St. Benedict's Educational Centre just north of Winnipeg. Each two-week program provided constables with a basic understanding of the law, including the Criminal Code and Provincial Statutes; the application of these laws; techniques for conducting criminal and accident investigations; reporting procedures and presenting evidence in court.

Instructors for the courses included representatives of the R.C.M.P., Provincial Government, Manitoba Police Commission and Department of Indian Affairs and Northern Development.

On January 21st a total of 16 constables graduated from the training program. This number included 12 Band Constables, 2 Community Constables and 2 D.O.T.C. Constables.

On February 4th another 19 constables including 16 Band Constables, 2 Community Constables and 1 D.O.T.C. Constable graduated from the course.

Municipal Police Workshops

The Commission sponsored one municipal police workshop from February 9 - 10, 1983. Representatives of eight municipal police departments attended. Presentations included the following:

1) Fraud and False Pretences
   - Theft and unlawful use of credit cards
   - Legal aspects of lotteries, Nevada tickets and Calcuttas

2) Wife and Child Abuse
   - New procedures

3) Criminal Code Amendments
   - Rape and assaults

Guest speakers included representatives of the Winnipeg Police Department, Manitoba Lotteries Licensing Commission, Criminal Prosecutions Branch and the Manitoba Police Commission.

INFORMATION SERVICES

On Patrol in Manitoba

For the past nine years the Commission has published a quarterly journal for police officers and other professionals within the justice system in Manitoba.

The magazine has maintained a mailing list of approximately 2500 readers for the past several years and has received many good and informative articles from a variety of sources.

Budget restraint and staff changes, however, did not allow for the continuation of this publication except for a final issue published in the summer of 1983.

Library

The Commission maintains a small library, stocked with publications on police training, security, crime prevention promotion and law enforcement in general. In addition, many law enforcement periodicals are catalogued and available to police officers, students and members of the general public. Specific articles on the administration of justice are filed for information and research purposes.

Crime Prevention Publications

The Commission stocks a variety of pamphlets and booklets on a number of crime prevention programs which are made available to the public, businesses, law enforcement agencies and other interested groups:

Protection for Senior Citizens
Woman Alone
Business Security
Fraudulent Cheque Protection
Auto Theft Protection

Operation Provident
Operation Identification
Tips to Stop Shoplifting
Manitoba Committee on Wife Abuse
Crime Prevention Guide
"Officer Ollie" coloring booklet

LEGISLATION

Law Enforcement Review Act

The Law Enforcement Review Act is a significant new piece of legislation which provides procedures for registering public complaints against certain actions of municipal police officers; the appointment of a Commissioner of Complaints; and the establishment of an independent Review Board to hear the complaints.

The Act was given Royal Assent in August of 1983 and presently awaits proclamation.

CRIME PREVENTION AND POLICE-COMMUNITY RELATIONS

Crime Prevention Committee

The Crime Prevention Committee is a body with representatives from R.C.M.P., Winnipeg Police Department, Brandon City Police, Manitoba Police Commission staff, CAF Military Police, Government Security Services and the D.O.T.C. Police. This Committee which was established in 1976 works to coordinate the exchange of crime prevention information and materials among law enforcement agencies and the public in Manitoba.

To facilitate this exchange and to promote the concept of crime prevention, the Committee holds regional meetings throughout the Province each year.

A total of three meetings were held in 1983, two in Winnipeg and one in Grandview. Issues addressed at these meetings included most major crime prevention programs, victim services, citizens' crime prevention groups, seatbelt and child restraint legislation, and other relevant programs.

In addition to this the Core Committee members met on three occasions to plan regional meetings and to discuss matters of mutual concern.

Crime Prevention Presentations and Displays

School Program

The Commission's Crime Prevention Coordinator was booked for school presentations for ten months of the year. He and "Officer Ollie", the crime prevention mascot, gave presentations to approximately 22,000 school children in 77 different schools ranging over 48 Manitoba communities.

The safety and crime prevention program involving "Officer Ollie" has now completed two years of operation and in that time has performed for over 44,000 children. It has proven to be very popular in the schools and is well used by local police departments as a police community relations tool.

Special Presentations

During his travels around the Province the Crime Prevention Coordinator has also given presentations to several adult groups including farmers, members of a masonic lodge, Block Parents groups and citizens groups in a number of communities.

Crime Prevention Trailer

The Commission's mobile crime prevention display, a 28-foot trailer, was booked steadily from June through to September. The trailer attended 17 different fairs and exhibitions, including the Home Expressions Show in March, for a total of 36 display days. During this time approximately 32,000 people passed through the display giving an average daily attendance of 898 people.

Law Enforcement Explorers' Program (L.E.E.P.)

A reduction in Commission staff initially threatened the continuation of this program in 1983. However, a strong demand and the recruitment of volunteer support allowed the Commission to carry on and in fact expand the program.

L.E.E.P., a fifteen-week evening program, is designed to provide high school students with an overview of a career in law enforcement and at the same time some insight into the functioning of the criminal justice system.

In February, 36 students from nine high schools within three Winnipeg school divisions began the course. A University of Winnipeg student volunteered his time to help coordinate the course. A total of 24 students actually completed the program with 85-90% attendance.

Early in March another 44 high school students from 3 schools in the Ste-Anne district, 50 kilometers east of Winnipeg, began the course. Twenty-nine of these students finished the program in June. The constable from the nearby community of La Broquerie helped to coordinate the course in this area.

At the end of each course the students were presented with certificates of attendance from the Commission.

Summer Student Program

The Commission employed five university students under the Government's Student Temporary Employment Program. These students who were employed for a period of sixteen weeks provided valuable assistance to Commission staff.

One was assigned to administrative support functions while two others worked full-time with the Crime Prevention Coordinator and the remaining two did an evaluation of the Operation Provident Program.

POLICE SERVICES

Assistance to Municipalities

The Police Services Consultant maintained contact with rural municipal police departments during 1983 providing information and advice as required. The municipal police department serving the R.M. of La Broquerie closed during the year with the responsibility for policing this area falling to the R.C.M.P. under an extended contract.

Two new municipal departments were created in 1983, those being in the Villages of Ste-Anne and Gilbert Plains.

Formal audits of three rural departments were completed, including a review of uniform crime reporting returns.

Eight lock-up facilities were inspected with none requiring reports to the Attorney-General.

Northern Manitoba Community Constable Program

The Commission, through the Police Services Consultant, has continued its involvement with the ongoing Community Constable Program which began in 1973. This Program is administered and funded by the Department of Northern Affairs and the primary goal is to provide local police service to northern communities where the R.C.M.P. are not readily available.

Although primarily involved with the operational aspects of the Program, the Police Services Consultant assists in the selection of candidates for the Community Constable positions, provides training and guidance to Community Constables on the job, assists with the acquisition and standardization of uniforms and equipment and monitors the performance of the Community Constables. Meetings are often requested to explain the relationship which should exist between the Community Constable, the local police committee, councils, and the general public. The cooperative relationship which must exist between the local Community Constable and the R.C.M.P. who retain primary responsibility for enforcement in the area is often not understood and requires clarification.

The Police Services Consultant held 14 meetings with mayors and councils in communities participating in the program. He met with 21 Community Constables, investigated or assisted with 4 complaints against Community Constables and was involved in 4 social investigations and 4 selection boards. Training for all new constables was provided while two returned for training for a second time. The Police Services Consultant made arrangements for 3 Community Constables to receive one week on-the-job training with local R.C.M.P. detachments.

Fifteen communities participated in the program in 1983 with only one not having a constable in position during the year. Three constables were hired to fill vacancies and two constables resigned, one to join the R.C.M.P. and the other for personal reasons.

Band Constable Program

Frequently, Chiefs and Councils for Band Constables seek the assistance of the Police Services Consultant regarding provision of basic training, acquisition of various items of police equipment, resolution of policing problems or clarification of R.C.M.P. action or responsibilities in relation to the maintenance of law and order on reserves.

Assistance is constantly rendered in the process of obtaining Orders of Appointment for Band Constables under the provisions of the Manitoba Provincial Police Act. This assistance could be the provision of the necessary forms and completion thereof and social investigations. Subsequently, the Police Services Consultant will advise Chief and Council on the suitability of the applicant and on the advisability of their Band Constables attaining peace officer status.

R.C.M.P. Forensic Laboratory - User Committee

In 1982 the Officer in Charge of the Winnipeg Crime Detection Laboratory initiated a Users Committee to foster better communication, understanding and delivery of services to the police departments it serves. The Police Services Consultant sits as representative of all the smaller rural municipal police departments and his responsibility is to keep them informed of any activity of the Committee.

Since the establishment of the User Committee a civilian member of the R.C.M.P. has taken charge of the Winnipeg laboratory. Members of the Committee held one meeting in November of this year.

MISCELLANEOUS

Volunteers in Public Service Program

In May of 1982 the Commission hired a Coordinator of Volunteers under the Department of Labour and Manpower's Volunteers in Public Service Program.

Although the Commission's program was slated to run for a two-year period, it was terminated after approximately one year as a result of staff reductions.

While the program was in operation, though, volunteers recruited from the private sector provided many valuable hours of service to the Commission. A total of 27 volunteers who were assigned to 13 different projects between September of 1982 and June of 1983 worked a total of 408 volunteer hours.

Projects included an Officer Ollie Fan Club and Newsletter, writing for On Patrol, running crime prevention displays, assisting with the Law Enforcement Explorers' Program, working in the Commission's library updating crime prevention materials and so on.

EXHIBIT A

Royal Canadian Mounted Police - Municipal Policing Contracts

Beausejour (Town of)
Boissevain (Town of)
Carberry (Town of)
Carman (Town of)
Dauphin (Town of)
Flin Flon (City of)
Gillam (L.G.D. of)
Gimli (Town of)
Killarney (Town of)
Leaf Rapids (L.G.D. of)
Lynn Lake (L.G.D. of)
Minnedosa (Town of)
Neepawa (Town of)
Pinawa (L.G.D. of)
Portage la Prairie (City of)
Roblin (Town of)
Russell (Town of)
Selkirk (Town of)
Souris (Town of)
Steinbach (Town of)
Stonewall (Town of)
Swan River (Town of)
The Pas (Town of)
Thompson (City of)
Virden (Town of)
Winnipeg Beach (Town of)

EXHIBIT B

Royal Canadian Mounted Police - Extension Contracts

Arborg (Village of)
Birtle (Town of)
Carberry (Town of)
Emerson (Town of)
Gladstone (Town of)
Grandview (Town of)
Lac du Bonnet (Village of)
MacGregor (Village of)
Manitou (Village of)
Melita (Town of)
Morris (Town of)
Niverville (Village of)
Pine Falls (Town of)
St. Pierre (Village of)
Ste Rose du Lac (Village of)
Shoal Lake (Village of)
Snow Lake (L.G.D. of)
Teulon (Village of)
Winnipegosis (Village of)

EXHIBIT C

Municipal Policing

Altona (Town of)
Bacon Ridge
Brandon (City of)
Cornwallis (R.M. of)
Deloraine (Town of)
East St. Paul (R.M. of)
Gilbert Plains (Village of)
Lac du Bonnet (R.M. of)
Morden (Town of)
Rivers (Town of)
Ste-Anne (Village of)
Springfield (R.M. of)
Victoria Beach (R.M. of)
Whitehead (R.M. of and Village of Alexander)
Winkler (Town of)

City of Winnipeg

District 1	Inner-City Winnipeg West	District 5	St. Boniface St. Vital
District 2	St. James Assiniboia	District 6	South Winnipeg Fort Garry Charleswood Tuxedo
District 3	North Winnipeg West - Old Kildonan		
District 4	East - North Kildonan Transcona		

EXHIBIT D

Northern Community Constable Policing

Barrows
Berens River
Brochet
Camperville
Cormorant
Crane River
Cross Lake
Duck Bay
Easterville
Manigotogan & Seymourville
Moose Lake
Norway House
Pelican Rapids
South Indian Lake
Waterhen